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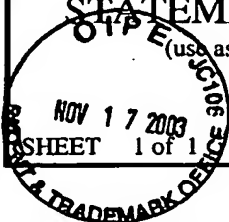
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|                        |                  |
|------------------------|------------------|
| Application Number     | 10/630502        |
| Confirmation Number    |                  |
| Filing Date            | July 30, 2003    |
| First Named Inventor   | Davenport et al. |
| Group Art Unit         | 1618             |
| Examiner Name          | Datum            |
| Attorney Docket Number | P138             |

### U. S. PATENT DOCUMENTS

| EXAMINER INITIALS* | Cite No. <sup>1</sup> | DOCUMENT NUMBER<br>Number - Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines Where<br>Relevant Passages or Relevant<br>Figures Appear |
|--------------------|-----------------------|---|--------------------------------|--|--|
|                    |                       | US-3,963,699  | 6/1/76                         | Rizzi et al  |  |
|                    |                       | US-4,517,360  | 5/85                           | Volpenhein   |  |
|                    |                       | US-4,861,613  | 8/89                           | White et al  |  |
|                    |                       | US-4,983,329  | 1/91                           | Cooper   |  |
|                    |                       | US-5,175,323  | 12/92                          | Cooper   |  |
|                    |                       | US-5,273,772  | 12/93                          | Cooper   |  |
|                    |                       | US-5,304,665  | 4/94                           | Cooper et al                                       |  |
|                    |                       | US-5,374,446  | 12/94                          | Ferenz et al                                       |  |
|                    |                       | US-5,399,728  | 3/95                           | Cooper   |  |
|                    |                       | US-5,422,131  | 6/95                           | Ferenz et al                                       |  |
|                    |                       | US-5,427,815  | 6/95                           | Ferenz   |  |
|                    |                       | US-5,516,544  | 5/96                           | Sekula   |  |
|                    |                       | US-5,589,217  | 12/96                          | Mazurek  |  |
|                    |                       | US-5,597,605  | 1/97                           | Mazurek  |  |
|                    |                       | US-5,603,978  | 2/97                           | White et al  |  |
|                    |                       | US-5,641,534  | 6/97                           | White et al  |  |
|                    |                       | US-5,648,483  | 7/97                           | Granberg et al                                     |  |
|                    |                       | US-5,767,257  | 6/98                           | Schafermeyer et al                                 |  |
|                    |                       | US-6,080,403  | 6/00                           | Shields et al                                      |  |
|                    |                       | US-6,261,628  | 7/01                           | Hawie  |  |

### NON PATENT LITERATURE DOCUMENTS

| EXAMINER INITIALS* | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T <sup>4</sup> |
|--------------------|-----------------------|--|----------------|
| WJ                 | 1                     | THOMSON ET AL., "Review article: olestra and its gastrointestinal safety", Aliment Pharmacol Ther 1998; 12: 1185-1200  |                |
| WJ                 | 2                     | JANDACEK ET AL., "Olestra formulation and the gastrointestinal tract", Lipids, Vol. 34, no. 8 (1999)   |                |
| WJ                 | 3                     | MILLER ET AL., "A 20-month olestra feeding study in dogs", Fed Chem. Toxic, Vol. 29, No. 7, pp. 427-435 - 1991   |                |
| WJ                 | 4                     | COOPER ET AL., "The nutritional effects of olestra", The Journal of Nutrition: Aug. 1997; 127, 8S; PA Research II Periodicals pg. 1609S  |                |
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